

## ORDINANCE No. 189626

\* Pay settlement of lawsuit by Adam Rawlins in the sum of \$80,000 involving the Portland Bureau of Transportation (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Adam Rawlins, through his attorney Ben Rosenthal, filed a lawsuit against the City for damages related to his employment with the Portland Bureau of Transportation.
2. The lawsuit has been investigated by Risk Management Services. The investigation indicates there is risk the City may be found liable. Therefore, in order to avoid the risk of an adverse jury award, we feel it is prudent to compromise the lawsuit at this time.
3. Risk Management Services recommends the lawsuit be compromised for the total sum of \$80,000, subject to the claimant providing the City with a release in a form to be approved by the City Attorney.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$80,000 made payable to Benjamin Rosenthal and Adam Rawlins.
- b. Risk Management Services will execute a payment authorization in the amount set forth in sub-paragraph (a) above.

Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling this employment lawsuit; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, JUL 31 2019

Mayor Ted Wheeler  
Prepared by Becky Chiao  
Date prepared: July 10, 2019

MARY HULL CABALLERO  
Auditor of the City of Portland

By

  
Deputy

Agenda No. 710 189626  
Item Type: Ordinance No. \_\_\_\_\_  
Council Meeting Date: July 31, 2019

Title: \* Pay settlement of lawsuit by Adam Rawlins in the sum of \$80,000 involving Portland Bureau of Transportation (Ordinance)

☒ **Consent** *Pulled*  
☐ **Regular**  
☐ **Time Certain** Start Time

**AGENDA TYPE**

Item 1 of 1

Total amount of time needed for presentation, testimony and discussion (Regular and Time Certain Only): N/A (Consent)

**INTRODUCED BY:** Mayor Wheeler

**COMMISSIONER / AUDITOR APPROVAL**

Mayor - Finance & Admin. - Wheeler Mustafa Washington

Position 1/ Utilities - Fritz

Position 2/ Works - Fish

Position 3/ Affairs - Hardesty

Position 4/ Safety - Eudaly

City Auditor - Hull Caballero

1) Is a completed Impact Statement attached? ☒ Yes

3) Is the item a Code ordinance? ☐ Yes ☒ No

If yes, **Auditor Office** Approval

5a) Is item a Portland Policy Document or Administrative Rule? ☐ Yes ☒ No

**BUREAU APPROVALS**

Bureau: OMF/CAO

OMF/CAO: Tom Rinehart Digitally signed by Tom Rinehart  
Date: 2019.07.15 10:06:49 -0700

Bureau Approval: Jennifer Cooperman Digitally signed by Jennifer Cooperman  
Date: 2019.07.10 11:32:53 -0700

Prepared By: Becky Chiao

Date Prepared: July 10, 2019

2) Does the item amend the budget? ☐ Yes ☒ No  
If yes, **Budget Office** Approval

4) Is this item a contract (current or future), code, easement, franchise, comp plan or Charter? ☐ Yes ☒ No  
If yes, **Attorney Office** Approval

5b) If yes, is the City Policy/Admin Rule directive in the ordinance or resolution? ☐ Yes ☐ No

**ACTION TAKEN:**

CLERK USE: DATE FILED 7/23/19

Mary Hull Caballero  
Auditor of the City of Portland

By: Keelan McClymont Digitally signed by Keelan McClymont  
Date: 2019.07.24 08:40:33 -0700  
Deputy

**FOUR-FIFTHS AGENDA**

1. Fritz  
2. Fish  
3. Hardesty  
4. Eudaly  
Wheeler

**COMMISSIONERS VOTED AS FOLLOWS:**

	YEAS	NAYS
1. Fritz	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Fish	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Hardesty	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Eudaly	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Wheeler	<input checked="" type="checkbox"/>	<input type="checkbox"/>